



LAW OFFICES

William S. Lightbody

32600 FAIRMOUNT BOULEVARD

ATRIUM SUITE 100

Pepper Pike, Ohio 44124

TELEPHONE (216) 621-7337

FAX (216) 621-7393

INTELLECTUAL PROPERTY  
PATENT LAW

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LITIGATION

*32103*  
*#13*  
*Election*

Applicant: White, H. Examiner: Eley, T.  
Serial No: 09/740,177 Art Unit: 3724  
File Date: December 18, 2000  
Invention: DRESSING WHEEL SYSTEM

LIGHTBODY LAW OFFICE  
32600 Fairmount Blvd., #100  
Pepper Pike, Ohio 44124  
(216) 621-7337 Phone  
(216) 621-7393 Facsimile

May 2, 2003

COMMISSIONER OF PATENTS  
AND TRADEMARKS  
P.O. Box 1450  
Alexandria, VA 22313-1450

RECEIVED  
MAY 19 2003  
TECHNOLOGY CENTER R3700

ELECTION REQUIREMENT

Dear Commissioner:

The USPTO issued an office action dated April 7, 2003 in respect to the above application. In this office action, the examiner makes a restriction between Invention I, claims 2, 13-16, 24-26, 28, and 30-41 classified in Class 451 Subclass 72 and Invention II, Claim 29 classified in Class 451 Subclass 56.

In response to this restriction, applicant elects to pursue Invention I, claims 2, 13-16, 24-26, 28, and 30-41 in the present application. It is believed that this election meets the examiner's restriction requirement.

Favorable action is solicited.

Respectfully submitted,

*Wm LIGHTBODY*  
William S. Lightbody (29,557)

## EXTENSION OF TERM

**NOTE:** "Extension of Time in Patent Cases (Supplement Amendments) — If a timely and complete response has been filed after a Non-Final Office Action, an extension of time is not required to permit filing and/or entry of an additional amendment after expiration of the shortened statutory period.

*If a timely response has been filed after a Final Office Action, an extension of time is required to permit filing and/or entry of a Notice of Appeal or filing and/or entry of an additional amendment after expiration of the shortened statutory period unless the timely-filed response placed the application in condition for allowance. Of course, if a Notice of Appeal has been filed within the shortened statutory period, the period has ceased to run." Notice of December 10, 1985 (1061 O.G. 34-35).*

**NOTE:** See 37 CFR 1.645 for extensions of time in interference proceedings, and 37 CFR 1.550(c) for extensions of time in reexamination proceedings.

**3.** The proceedings herein are for a patent application and the provisions of 37 CFR 1.136 apply.

*(complete (a) or (b), as applicable)*

- (a) ☐ Applicant petitions for an extension of time under 37 CFR 1.136  
(fees: 37 CFR 1.17(a)-(d) for the total number of months checked below:

Extension (months)	Fee for other than <u>small entity</u>	Fee for <u>small entity</u>
<input type="checkbox"/> one month	\$ 110.00	\$ 55.00
<input type="checkbox"/> two months	\$ 380.00	\$190.00
<input type="checkbox"/> three months	\$ 900.00	\$450.00
<input type="checkbox"/> four months	\$1,400.00	\$700.00

Fee \$ \_\_\_\_\_

If an additional extension of time is required, please consider this a petition therefor.

*(check and complete the next item, if applicable)*

- ☐ An extension for \_\_\_\_\_ months has already been secured and the fee paid therefor of \$\_\_\_\_\_ is deducted from the total fee due for the total months of extension now requested.

Extension fee due with this request \$\_\_\_\_\_

**OR**

- (b) ☒ Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition for extension of time.

## FEE FOR CLAIMS

4. The fee for claims (37 CFR 1.16(b)-(d)) has been calculated as shown below:

(Col. 1)		(Col. 2)	(Col. 3)	SMALL ENTITY	OTHER THAN A SMALL ENTITY
CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NO PREVIOUSLY PAID FOR	PRESENT EXTRA	ADDIT. FEE RATE	ADDIT. FEE RATE
TOTAL 21	MINUS **	22	=	X 9.00 = \$00.00	X 18.00 = \$
INDEP. 10	MINUS ***	11	=	X 40.00 = \$00.00	X 80.00 = \$
<input type="checkbox"/> FIRST PRESENTATION OF MULTIPLE DEP. CLAIM				135.00 = \$	270.00 = \$
				TOTAL ADDIT. FEE \$00.00	OR TOTAL ADDIT. FEE \$

- \* If the entry in Col. 1 is less than entry in Col. 2, write "0" in Col. 3.
  - \*\* If the "Highest No. Previously Paid for" IN THIS SPACE is less than 20, enter "20".
  - \*\*\* If the "Highest No. Previously Paid For" IN THIS SPACE is less than 3, enter "3".
- The "Highest No. Previously Paid For" (Total or indep.) is the highest number found in the appropriate box in Col. 1 of a prior amendment or the number of claims originally filed.
- WARNING:** "After final rejection or action (§ 1.113) amendments may be made cancelling claims or complying with any requirement of form which has been made." 37 CFR § 1.116(a) (emphasis added).

(complete (c) or (d), as applicable)

(c) ☒ No additional fee for claims is required.

**OR**

(d) ☐ Total additional fee for claims required \$\_\_\_\_\_.

## FEE PAYMENT

5. ☐ Attached is a check in the sum of \$\_\_\_\_\_.
- ☐ Charge Account No. \_\_\_\_\_ the sum  
of \$\_\_\_\_\_.

A duplicate of this transmittal is attached.

## FEE DEFICIENCY

NOTE: If there is a fee deficiency and there is no authorization to charge an account, additional fees are necessary to cover the additional time consumed in making up the original deficiency. If the maximum, six-month period has expired before the deficiency is noted and corrected, the application is held abandoned. In those instances where authorization to charge is included, processing delays are encountered in returning the papers to the PTO Finance Branch in order to apply these charges prior to action on the cases. Authorization to charge the deposit account for any fee deficiency should be checked. See the Notice of April 7, 1986, (1065 O.G. 31-33).

6. ☒ If any additional extension and/or fee is required, charge Account No. 12-1347.

## AND/OR

- ☒ If any additional fee for claims is required, charge  
Account No. 12-1347.

Reg. No.: 29,557

Tel. No.: ( 216 ) 621-7337

FACSIMILE (216) 621-7393

Wm LIGHTBODY  
SIGNATURE OF ATTORNEY  
WILLIAM S. LIGHTBODY  
(type or print name of attorney)  
32600 FAIRMOUNT BLVD., SUITE 100  
P.O. Address  
PEPPER PIKE, OH 44124

GP 3724



Attorney's Docket No. 7552-DIV

**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of: WHITE, H.N.

Serial No.: 09 /740,177

Group No.: 3724

Filed: DEC. 18, 2000

Examiner: ELEY, T.

For: DRESSING WHEEL SYSTEM

**Assistant Commissioner for Patents  
Washington, D.C. 20231**

**AMENDMENT TRANSMITTAL**

1. Transmitted herewith is an amendment for this application.

**STATUS**

2. Applicant is

☒ a small entity. A verified statement:

☐ is attached.

☒ was already filed.

☐ other than a small entity.

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**MAY 19 2003**  
TECHNOLOGY CENTER R3700

**CERTIFICATE OF MAILING/TRANSMISSION (37 CFR 1.8a)**

I hereby certify that this correspondence is, on the date shown below, being:

**MAILING**

☒ deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

**FACSIMILE**

☐ transmitted by facsimile to the Patent and Trademark Office.

Date: 6  
5/8/3

Signature

Wm LIGHTBODY  
**WILLIAM S. LIGHTBODY**

(type or print name of person certifying)